IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

(SPECIAL ORIGINAL JURISDICTION)

FRIDAY THE ELEVENTH DAY OF FEBRUARY

TWO THOUSAND AND FIVE

: PRESENT :

THE HON'BLE MR. JUSTICE : L. NARASIMHA REDDY

W.P. No.1669 of 2005

Between:

M\s. Sai Lakshmi Wines (IL –24 Licensee No.96) 15th Ward, Kandukur Town and Mandal, Prakasam District, rep. by its Proprietor: G.Venkateswarlu, R\o Kandukur, Prakasam District.

Petitioner

AND

1. The Prohibition and Excise Superintendent, Ongole, Prakasam District.
2. The District Collector and District Magistrate, Prakasam District, Ongole.
3. Sub-Divisional Prohibition and Excise Officer, Kadukuru, Prakasam District.
4. M\s. Sai Krishna Bar and Restaurent, Kovur Road, 22nd Ward, Opp. RTC Depot, Kandukur Town, Prakasam District, rep. by its Proprietor: D. Gopala Krishna, S\o. Kondaiah.

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein, the High Court will be pleased to issue a writ, order or direction more in the nature of writ of Mandamus declaring the action of the Respondent No.2 District Collector and District Magistrate, Prakasam District, Ongole in issuing instructions to the 1st Respondent to direct the petitioner to shift the premises in which the petitioner is permitted to run IL – 24 wine shop to another suitable premises resulting in issuing of the impugned order by the 1st respondent in his Rc. NO.127\2003\C3, dated 24-1-2005 as illegal, void, arbitrary, discriminatory, malafide and opposed to the principles of natural justice and consequentially to direct the respondents to refrain from in any manner interfering with the running of the shop in the premises I the house of M. Sriivasa Rao, Kovur Road, near R.T.C. Bus Stand, Kadukur, Prakasam District for which permission was granted proceedings in CR. NO. 22456\CPE\G2,dated 10-2-2005 issued by the Commissioner of Prohibition and Excise, A.P., Hyderabad.

The petition coming on for orders as to admission, upon perusing the petition and the affidavit filed in support thereof and the order of the High Court dt. 4-2-2005 and upon hearing the arguments of Mr. M. Sudheer Kumar, Advocate for the Petitioner and G.P. for Excise, for the Respondent Nos. 1 to 3, the Court made the following

ORDER:

Post after one week.

The Interim order dated 4-2-2005 grated by this court, shall stand extended by two more weeks.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Prohibition and Excise Superintendent, Ongole, Prakasam District.
2. The District Collector and District Magistrate, Prakasam District, Ongole.
3. Sub-Divisional Prohibition and Excise Officer, Kadukuru, Prakasam District.
4. The Proprietor, D. Gopala Krishna, S\o Kondaiah, M\s. Sai Krishna Bar and Restaurent, Kovur Road, 22nd Ward, Opp. RTC Depot, Kandukur Town, Prakasam District.
5. Two CCs to G.P. for Excise, High Court of A.P., Hyderabad. (OUT).
6. One Spare Copy.

MVJ.

HIGH COURT

LNR, J

DATE: 11-2-2005
NOTE: POST AFTER ONE WEEK.

ORDER

W.P. NO. 1669 OF 2005

EXTENSION

HIGH COURT

MVJ
DRAFTED ON: 14-2-2005

LNR, J

DATE: 11-2-2005
NOTE: POST AFTER ONE WEEK

ORDER

W.P. NO. 1669 OF 2005

EXTENSION